

# LIST OF EXHIBITS

**Case Caption:** Fagal v. Marywood University  
**Venue:** Middle District of Pennsylvania  
**Case Number:** 3:14-cv-02404-ARC  
**Judge:** A. Richard Caputo

Joint	Pltf	Dft	Description of Object or Item	Identified	Evidence	Ruling	Witness on Stand
		1.	Mission Statement and Core Values from Marywood University's the Faculty Handbook and University Goals & Objectives (DEF 000446-448)				
		2.	Marywood University's Civil Rights Policy and Complaint Procedures (DEF 003456, 3579-3581, 000437-438, )				
		3.	Marywood University's Conditions of Computer Use Policy (DEF 000439-441)				
		4.	December 15, 2011 Email From Parsons to Fagal Regarding Title Page and Abstract Draft (000200732.00001-000200732.00002)				
		5. ✓	December 15, 2011 Email From Fagal to Ziegelbauer Regarding "Update/Controversy" (000200613.00001-000200615.00003)	✓		A	Fagal
		6. ✓	December 19, 2011 Email From Fagal to Parsons Regarding "little idea and little update" (000200328.00001)	✓		A	Fagal

Joint	Pltf	Dft	Description of Object or Item	Identified	Evidence	Ruling	Witness on Stand
		7. ✓	December 29, 2011 Email From Benedict to Fagal Regarding Jeffy (000200288.00001)	✓		A	Fagal
		8.	December 31, 2011 Email to Fred From Ben Regarding Republican Club (000200324.00002)				
		9. ✓	January 3, 2012 Emails Between Plaintiff and Geri Lynn Smith Regarding Soon-to-be Posted YouTube Videos (000200209.00001-000200209.00004)	✓		A	Fagal
		10. ✓	January 3, 2012 Emails Between Plaintiff and Rod Carveth Regarding Plaintiff's Soon-to-be Posted YouTube Videos (000200439.00001-000200439.00004)	✓		A	Fagal
		11. ✓	January 6, 2012 Letter from Bonilla to Munley Regarding Censorships of Professor's posters (DEF 000010-112)	✓		A	Fagal
		12.	Screenshots of Plaintiff's YouTube Videos Parts 1 and 2 (DEF 000067-142)				
		13.	Typed Dialogue of Plaintiff's YouTube Videos Parts 1 and 2 (FFF002046-002063)				

Joint	Pltf	Dft	Description of Object or Item	Identified	Evidence	Ruling	Witness on Stand
		14.	January 2012 Emails Between Benjamin Kent Harrington and Plaintiff Showing Plaintiff Continuing to Share Videos with Marywood University Faculty (000200324.00001-000200324.00002)	✓		A	Fagal
		15.	January 13, 2012 Email from W. Kevin Wylie to Plaintiff Stating That Plaintiff's January 13, 2012 Email Was "Inflammatory" and "Unprofessional" (0002000091.00001-0002000091.00004)	✓		A	Fagal
		16.	January 15, 2012 Emails Between Plaintiff and Lindsay Groves Regarding Plaintiff's January 13, 2012 Email (000200378.00001-000200378.00002)	✓		A	Fagal
		17.	January 17, 2012 email from Levine to Dunleavy Regarding Responses (DEF 002734-2735)	✓		A	Levine
		18.	Draft Media Response Statements by University (DEF 000157)				
		19.	January 20, 2012 Letter from Munley to Bonilla regarding taking down of poster (DEF 000159)				
		20.	January 25, 2012 Fagal Email with Harrington (000200324.00001)	✓		A	Fagal

Joint	Pltf	Dft	Description of Object or Item	Identified	Evidence	Ruling	Witness on Stand
		21.	January 27-January 30, 2012 Dunleavy Emails Monitoring Hits (DEF002845-2844)				
		22.	January 30, 2012 Emails Between Levine and Garvey (DEF 002756)	✓		A	Levine
		23.	March 7, 2012 Email from Dunleavy to Munley Regarding Grievance Meeting (DEF 002836)				
		24.	March 19, 2012 Emails between Sadlack and Plaintiff Regarding Receipt of Plaintiff's Grievance by Faculty Senate Grievance Committee (DEF 000272-273)				
		25.	May 3, 2012 Email from Dunleavy to Munley Summarizing Her Meeting With Ad Hoc Committee (DEF 000314)				
		26.	May 23, 2012 Email from Plaintiff to Ad Hoc Committee Regarding Past Discipline (DEF 000350-351)				
		27.	May 24, 2012 Emails Between Dunleavy and Ann Bolland-Chase Regarding Student Complaint (DEF 001756)				
		28.	June 7-11, 2012 Emails Between Ad Hoc Committee Members Regarding Anecdote About Family (DEF 000357-359)				

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		29. ✓	July 6, 2012 Emails Between Plaintiff and Linda Rose In Which Plaintiff Says He Does Not Want His Job Back (000200541.00001-000200541.00002)	✓		A	Fagal
		30.	July 12, 2012 Email Exchange Between Ad Hoc Committee Members (DEF 001611-1615)				
		31. ✓	Plaintiff's Work Application to Onondaga Community College (FFF000662-663, 000669)	✓		A	Fagal
		32. ✓	February 5, 2015 Emails Between Plaintiff and William Ziegelbauer Regarding Plaintiff's Case Strategy (000200369.00001-000200370.00001)	✓		A	Fagal
		33.	November 18, 2016 Defendant's Expert Report				
		34.	April 11, 1995 Memorandum Regarding Fagal's Improper Behavior At Meeting (DEF 001345)				
		35.	October 6, 2006 Memorandum Regarding Posting of Offensive Cartoon by Fagal (DEF 001302)				
		36.	May 22, 2007 Memorandum Recounting Meeting with Fagal Regarding Improper Survey Conducted (DEF 001324)				

Joint	Pltf	Dft	Description of Object or Item	Identified	Evidence	Ruling	Witness on Stand
		37.	March 25, 2008 Complaint by Student Regarding Posting of Second Offensive Cartoon by Fagal and Follow-up Email (DEF 001308, 1319-1321)				
		38. ✓	Cartoon Posted by Fagal Depicting Sisters With Guns (DEF 001322)	✓		A	Fagal
		39.	April 9, 2008 Email from Dunleavy to Torell Recounting Disciplinary Meeting with Fagal (DEF 001312-1315)				
		40.	August 28, 2008 Incident Report Regarding Fagal's Inappropriate Comment to Student (DEF 001354)				
		41. ✓	November 9, 2011 Email from Foley to Levine Regarding Fagal Class Size (DEF 001343)	✓		A	Levine
		42.	Objections and Answers to Defendant's First Set of Interrogatories to Plaintiff				
		43. ✓	January 24, 2012 Email from Will Creeley to Fagal (FFF3148-3149)	✓		A	Fagal
		44.	Color Screenshots of Marywood Parody YouTube Video	✓		A	Fagal
		45.	Combined exhibit of Marywood University Policies				
		46. ✓	Frederick Fagal's LinkedIn Page	✓		A	Fagal
		47. ✓	Job Postings - Details (DEF004636 - 005084)	✓		A	Fagal
		48. ✓	Job Postings - List	✓		A	Fagal